

Congressional Record

SEVENTY-SECOND CONGRESS, FIRST SESSION

SENATE

MONDAY, DECEMBER 7, 1931

The first Monday of December being the day prescribed by the Constitution of the United States for the annual meeting of Congress, the first session of the Seventy-second Congress commenced this day.

The Senate assembled in its Chamber at the Capitol.

CHARLES CURTIS, of Kansas, Vice President of the United States, called the Senate to order at 12 o'clock meridian.

The Chaplain, Rev. Z. Barney T. Phillips, D. D., of the city of Washington, offered the following

PRAYER

Lord of all power and might, who alone canst turn the hearts of men after the counsel of Thine own will, be graciously pleased to direct us amid the perplexing problems of our world, and so rule the hearts of Thy servants, the President of the United States, the Vice President, the Members of the Congress, and all others in authority, that they may seek Thy glory and the safety, honor, and welfare of Thy people. Grant to our Nation a new birth in righteousness, though it be with the travail of repentance and sorrow; bestow upon us a more imperious responsiveness to duty, a swifter compassion with suffering, an utter loyalty to Thy will. Remove from us the spirit of worldliness, lest power become the counselor of our designs or material interests the criterion of our success.

Put to shame the false idols of every heart and fill us with a Christlike tenderness for all who are heavy laden or overborne with care. Give us grace fearlessly to contend against evil; and that we may reverently use our freedom, help us to employ it in the maintenance of justice among men and nations, to the glory of Thy holy name. Through Jesus Christ our Lord. Amen.

CALL OF THE ROLL

The VICE PRESIDENT. This being the day designated by the Constitution of the United States for the assembling of Congress, the Senate, pursuant thereto, is now in session. The Chief Clerk will call the roll.

The Chief Clerk (John C. Crockett) called the roll, and the following Senators answered to their names:

Ashurst	Frazier	McGill	Swanson
Barkley	George	McKellar	Thomas, Idaho
Bingham	Glenn	Morrison	Thomas, Okla.
Black	Goldsborough	Moses	Townsend
Blaine	Hale	Norbeck	Trammell
Brookhart	Hatfield	Nye	Tydings
Broussard	Hawes	Oddie	Vandenberg
Bulkley	Hayden	Patterson	Wagner
Connally	Hebert	Pittman	Walcott
Copeland	Howell	Reed	Walsh, Mass.
Cutting	Johnson	Robinson, Ind.	Waterman
Dale	Jones	Shipstead	Watson
Davis	Kean	Shortridge	Wheeler
Dill	Kendrick	Smith	
Fess	King	Smoot	
Fletcher	La Follette	Steiwer	

The VICE PRESIDENT. Sixty-one Senators having answered to their names, a quorum is present.

ADMINISTRATION OF OATH TO SENATORS ELECT

The VICE PRESIDENT. Senators elect whose certificates have been properly filed with the Secretary of the Senate will, as their names are called, present themselves at the Vice President's desk and the oath of office will be administered to them.

The Chief Clerk called the names of Mr. BAILEY, Mr. BANKHEAD, Mr. BORAH, Mr. BRATTON, Mr. BULOW, Mr. BYRNES, Mr. CAPPER, and Mr. CAREY.

Mr. BAILEY, escorted by Mr. MORRISON; Mr. BANKHEAD, escorted by Mr. BLACK; Mr. BORAH, escorted by Mr. THOMAS of Idaho; Mr. BRATTON, escorted by Mr. CUTTING; Mr. BULOW, escorted by Mr. NORBECK; Mr. BYRNES, escorted by Mr. SMITH; Mr. CAPPER, escorted by Mr. MCGILL; and Mr. CAREY, escorted by Mr. KENDRICK, advanced to the Vice President's desk.

Mr. SHORTRIDGE. Mr. President—

The VICE PRESIDENT. For what purpose does the Senator rise?

Mr. SHORTRIDGE. I ask consent to make a very brief statement concerning the status of the two pending contests touching the election of Mr. BAILEY, of North Carolina, and of Mr. BANKHEAD, of Alabama. It will be very brief.

The VICE PRESIDENT. Is there objection?

Mr. ROBINSON of Arkansas. I do not wish to object to a statement by the Senator, but I understand it is a somewhat prolonged statement.

Mr. SHORTRIDGE. No; it is not long.

Mr. ROBINSON of Arkansas. Very well; I have no objection.

The VICE PRESIDENT. The Senator from California will proceed.

SENATORS FROM NORTH CAROLINA AND ALABAMA

Mr. SHORTRIDGE. Mr. President, before the oath of office is administered to Josiah W. Bailey, of North Carolina, or to John H. Bankhead, of Alabama, I desire, as chairman of the Committee on Privileges and Elections, to advise the Senate as to the pending contest between George M. Pritchard and Josiah W. Bailey involving the question whether the said George M. Pritchard or the said Josiah W. Bailey, or either of them, is entitled to membership in the United States Senate as a Senator from the State of North Carolina; also I desire to advise the Senate as to the status of the pending contest between J. Thomas Heflin and John H. Bankhead involving the question whether the said John H. Bankhead or the said J. Thomas Heflin, or either of them, is entitled to membership in the United States Senate as a Senator from the State of Alabama.

THE PRITCHARD-BAILEY CONTEST

Our record discloses that on March 3, 1931, Mr. Pritchard commenced the contest mentioned, which was thereupon on said day regularly referred to the Committee on Privileges and Elections.

The RECORD (vol. 74, pt. 7, p. 7305, 71st Cong., 3d sess.) shows that on the 4th day of March, 1931, as chairman of the Committee on Privileges and Elections, I endeavored to be recognized in order that I might introduce and secure the passage of a resolution authorizing the Committee on Privileges and Elections to hear said contest and make report to the Senate. But the RECORD further discloses that Senator THOMAS of Oklahoma had the floor and declined to yield for that purpose, and that he held the floor until 12 o'clock noon of March 4, 1931, when the Seventy-first Congress adjourned without day. The resolution I endeavored to introduce and to have adopted, and which I shall hereafter introduce and ask for its passage, was as follows:

Resolution

Whereas on the 3d day of March, 1931, the Senate referred to the Committee on Privileges and Elections the pending contest

between George M. Pritchard and Josiah W. Bailey involving the question whether the said George M. Pritchard or the said Josiah W. Bailey, or either of them, is entitled to membership in the United States Senate as a Senator from the State of North Carolina: Now, therefore, be it

Resolved, That the Committee on Privileges and Elections is hereby authorized to hear and determine said contest and to take such evidence as it may deem proper in order to determine the questions involved, and certify its conclusions to the Senate.

Said committee is authorized by itself or by any subcommittee to investigate the questions aforesaid, and shall have authority to act by or through such agents or representatives as it may see fit to designate.

Said committee or any subcommittee thereof shall have power to issue subpoenas and require the production of all papers, books, documents, or other evidence pertinent to said investigation, and to impound ballot boxes and all records and paraphernalia used in the election in question, and said committee or any subcommittee thereof may sit during the sessions of the Senate and during any recess of the Senate or of the Congress, and to hold its sessions at such places as it may deem proper.

It shall have authority to employ clerks and other necessary assistance and to employ stenographers at a cost not to exceed 25 cents per 100 words, and to cause to be taken and recorded all evidence received by the committee, and to have said evidence printed for the information of the Senate.

The Sergeant at Arms of the Senate and his deputies and assistants are hereby required to attend the said Committee on Privileges and Elections or any subcommittee thereof, and to execute its directions.

The chairman of the committee and each and every member thereof is hereby empowered to administer oaths and generally have such powers and perform such duties as are necessary or incident to the exercise of the powers and duties imposed by this resolution.

Said committee shall report to the Senate at the earliest practicable date.

The cost of investigations and proceedings in pursuance of the foregoing to be paid out of the contingent fund of the Senate and not to exceed \$25,000.

It follows that in the absence of authority so to do the Committee on Privileges and Elections has not heard and that it is not ready to report to the Senate on the said contest.

If the Senate shall pass the resolution just called to its attention, I shall promptly appoint a subcommittee to hear said contest and the Committee on Privileges and Elections will report to the Senate its findings and conclusions at the earliest practicable date.

THE HEFLIN-BANKHEAD CONTEST

Our record discloses that on February 24, 1931, Senator Heflin commenced the contest mentioned, which was thereupon on said day referred to the Committee on Privileges and Elections. The RECORD discloses that on February 28, 1931, the Senate passed the following resolution (S. Res. 485):

Resolution

Whereas on the 24th day of February, 1931, the Senate referred to the Committee on Privileges and Elections the pending contest between J. Thomas Heflin and John H. Bankhead involving the question whether the said Heflin or the said Bankhead, or either of them, is entitled to membership in the United States Senate as a Senator from the State of Alabama: Now, therefore, be it

Resolved, That the Committee on Privileges and Elections is hereby authorized to hear and determine said contest and to take such evidence as it may deem proper in order to determine the questions involved, and certify its conclusions to the Senate.

Said committee is authorized, by itself or by any subcommittee, to investigate the questions aforesaid, and shall have authority to act by or through such agents or representatives as it may see fit to designate.

Said committee or any subcommittee thereof shall have power to issue subpoenas and require the production of all papers, books, documents, or other evidence pertinent to said investigation, and said committee or any subcommittee thereof may sit during the sessions of the Senate and during any recess of the Senate or of the Congress, and to hold its sessions at such places as it may deem proper.

It shall have authority to employ clerks and other necessary assistance and to employ stenographers at a cost not to exceed 25 cents per hundred words, and to cause to be taken and recorded all evidence received by the committee, and to have said evidence printed for the information of the Senate.

The Sergeant at Arms of the Senate and his deputies and assistants are hereby required to attend the said Committee on Privileges and Elections or any subcommittee thereof, and to execute its directions.

The chairman of the committee and each and every member thereof is hereby empowered to administer oaths and generally have such powers and perform such duties as are necessary or incident to the exercise of the powers and duties imposed by this resolution.

Said committee shall report to the Senate at the earliest practicable date.

The cost of investigations and proceedings in pursuance of the foregoing to be paid out of the contingent fund of the Senate and not to exceed \$25,000 in addition to any unexpended balance of the sum previously appropriated in Senate Resolution 467.

I advise the Senate that as chairman of the Committee on Privileges and Elections I appointed Senators HASTINGS (chairman), WATSON, MOSES, GEORGE, and BRATTON as members of a subcommittee to hear said contest. I beg to further advise the Senate that the subcommittee entered upon the hearing of said contest, but, as I am informed by its chairman, has not been able to finish the hearing and report to the standing Committee on Privileges and Elections. Senator HASTINGS informs me as follows:

DECEMBER 5, 1931.

HON. SAMUEL M. SHORTRIDGE,

Chairman of Committee on Privileges and Elections.

MY DEAR SENATOR SHORTRIDGE: In response to your request that I make a brief written report of the status of the investigation in the Alabama senatorial contest, which was referred by you to a subcommittee, of which I am chairman, I desire to say that shortly after the adjournment of the Senate I organized a force to collect the ballot boxes from Alabama and to count the ballots. This work has been completed and reports have been submitted to the other members of the subcommittee.

Some time ago the committee met for the purpose of hearing counsel on both sides discuss the question of the legality of the primary election in Alabama in 1930, and its effect upon the subsequent general election with respect to Mr. Bankhead.

The committee has been in session for three days hearing arguments on the question of the legality of the expenditures by Mr. Bankhead.

The only evidence we have at hand is that which was discovered in conducting the recount of the ballots and some important admissions that have been made to the committee. The committee has not had the opportunity to hear witnesses for the contestant in support of the charges of fraud alleged by him.

It has not been possible for the committee to meet in executive session and discuss the important legal matters that have been argued before it. If it had been possible to have done this, I should have undertaken to submit to the full committee a report of the work done up to the present time.

For your information I desire to say that to some members of the subcommittee, at least, the following important questions ought to be submitted to the full committee and by it to the Senate.

First. Whether the Alabama primary, which nominated Mr. Bankhead for the office of United States Senator, was in violation of the laws of the State of Alabama and was therefore void; and if so, what effect that had upon the general election with respect to Mr. Bankhead.

Second. Whether Mr. Bankhead, according to his sworn statements, violated the Alabama law or the Federal law relative to expenditures and is thereby disqualified to hold the office.

Third. Whether the facts disclosed by the recount of the ballots show such a disregard of the election laws of Alabama by the election officials as to make it impossible for the Senate to ascertain a definite result.

Fourth. Whether, if the ballots that are tainted with law violations should be excluded from the count because of the opportunity offered for fraud in such violations, there would be sufficient valid ballots left to enable the Senate to ascertain the will of the electorate of Alabama.

The mere tabulation of the ballots does not show any material change in the results announced by the election officials of Alabama. The difficulty arises, however, in the discovery that the election officers disregarded the election laws of Alabama. Out of a total of 2,043 boxes examined not a single one could be found where the law had been fully complied with. There were literally thousands of violations of the election laws. These were of such a character that, in my judgment, they raise the serious question as to whether it can be said that there was a legal election of a United States Senator in Alabama in 1930. The committee is ready to continue its investigations, but before it can do so it will be necessary for additional funds to be appropriated.

Very truly yours,

DANIEL O. HASTINGS,

Chairman Subcommittee on Privileges and Elections.

It follows, therefore, Mr. President, that your Committee on Privileges and Elections as of now is not ready to report to the Senate its findings and conclusions.

I beg to add that when the subcommittee shall have made its report to the Committee on Privileges and Elections your standing committee will thereafter report its findings and conclusions to the Senate at the earliest practicable date.

I have made this statement, Mr. President, in justice to the committee, and particularly the subcommittee, and to the end that all rights of the parties involved are not to be prejudiced by the proceedings further to be taken this day.

ADMINISTRATION OF OATH TO SENATORS ELECT

The oath of office was administered to Mr. BAILEY, Mr. BANKHEAD, Mr. BORAH, Mr. BRATTON, Mr. BULOW, Mr. BYRNES, Mr. CAPPER, and Mr. CAREY.

The Chief Clerk called the names of Mr. COOLIDGE, Mr. COSTIGAN, Mr. COUZENS, Mr. DICKINSON, Mr. GLASS, Mr. GORE, Mr. HARRIS, and Mr. HARRISON.

These Senators, escorted by Mr. WALSH of Massachusetts, Mr. WATERMAN, Mr. VANDENBERG, Mr. BROOKHART, Mr. SWANSON, Mr. THOMAS of Oklahoma, Mr. GEORGE, and Mr. ROBINSON of Arkansas, respectively, advanced to the Vice President's desk, and the oath of office was administered to them.

The Chief Clerk called the names of Mr. HASTINGS, Mr. HULL, Mr. KEYES, Mr. LEWIS, Mr. LOGAN, Mr. LONG, Mr. McNARY, and Mr. METCALF.

These Senators, with the exception of Mr. LEWIS and Mr. LONG, escorted by Mr. TOWNSEND, Mr. MCKELLAR, Mr. MOSES, Mr. BARKLEY, Mr. STEIWER, and Mr. HEBERT, respectively, advanced to the Vice President's desk, and the oath of office was administered to them.

The Chief Clerk called the names of Mr. NEELY, Mr. NORRIS, Mr. ROBINSON of Arkansas, Mr. SCHALL, Mr. SHEPARD, Mr. WALSH of Montana, and Mr. WHITE.

These Senators, escorted by Mr. PITTMAN, Mr. HOWELL, Mr. HARRISON, Mr. SHIPSTEAD, Mr. CONNALLY, Mr. WHEELER, and Mr. HALE, respectively, advanced to the Vice President's desk, and the oath of office was administered to them.

SENATOR FROM VERMONT

Mr. DALE. Mr. President, I present the certificate of election of WARREN R. AUSTIN, of the State of Vermont.

The VICE PRESIDENT. The certificate will be read.

The Chief Clerk read as follows:

STATE OF VERMONT.

TO THE PRESIDENT OF THE SENATE OF THE UNITED STATES:

This is to certify that on the 31st day of March, 1931, WARREN R. AUSTIN was duly chosen by the qualified electors of the State of Vermont a Senator from said State to represent said State in the Senate of the United States for the unexpired portion of the term of six years, beginning on the 4th day of March, 1929, to fill the vacancy caused by the death of Frank L. Greene.

Witness: His excellency our governor, Stanley C. Wilson, and our seal hereto affixed at Montpelier this 7th day of April, A. D. 1931.

By the governor:

STANLEY C. WILSON,
Governor.

[SEAL.]

RAWSON C. MYRICK,
Secretary of State.

The VICE PRESIDENT. The certificate will be placed on file, and the Senator from Vermont will escort the Senator elect to the desk.

Mr. AUSTIN, escorted by Mr. DALE, advanced to the Vice President's desk, and the oath of office was administered to him.

NOTIFICATION TO THE PRESIDENT

Mr. WATSON submitted the following resolution (S. Res. 1), which was read, considered by unanimous consent, and agreed to:

Resolved, That a committee consisting of two Senators be appointed to join such committee as may be appointed by the House of Representatives to wait upon the President of the United States and inform him that a quorum of each House is assembled, and that the Congress is ready to receive any communication he may be pleased to make.

The VICE PRESIDENT. Under the resolution just adopted the Chair appoints Mr. WATSON and Mr. ROBINSON of Arkansas as the committee on the part of the Senate.

NOTIFICATION TO THE HOUSE

Mr. McNARY submitted the following resolution (S. Res. 2), which was read, considered by unanimous consent, and agreed to:

Resolved, That the Secretary inform the House of Representatives that a quorum of the Senate is assembled and that the Senate is ready to proceed to business.

HOUR OF DAILY MEETING

Mr. ROBINSON of Arkansas submitted the following resolution (S. Res. 3), which was read, considered by unanimous consent, and agreed to:

Resolved, That the hour of daily meeting of the Senate be 12 o'clock meridian until otherwise ordered.

DEATH OF SENATOR CARAWAY

Mr. ROBINSON of Arkansas. Mr. President, it becomes my sad duty to announce to the Senate the death of my late colleague, Hon. T. H. CARAWAY, which occurred at Little Rock, Ark., on November 6 last.

At this time I submit the following resolutions, for the consideration of which I ask unanimous consent.

The VICE PRESIDENT. The resolutions will be read.

The resolutions (S. Res. 4) were read, considered by unanimous consent, and unanimously agreed to, as follows:

Resolved, That the Senate has heard with deep regret and profound sorrow the announcement of the death of Hon. THADDEUS H. CARAWAY, late a Senator from the State of Arkansas.

Resolved, That the Secretary communicate these resolutions to the House of Representatives and transmit a copy thereof to the family of the deceased.

DEATH OF SENATOR MORROW

Mr. KEAN. Mr. President, the sad duty devolves upon me to announce to the Senate the death of my late colleague, Hon. DWIGHT W. MORROW, at Englewood, N. J., October 5, 1931. Mr. BARBOUR, who has been appointed by the Governor of New Jersey to succeed the late Senator MORROW, is present, but it has been customary, on the death of a Senator, that the Senate be notified and a resolution be adopted, and that his successor wait until the following day before taking the oath of office. So, out of respect to the memory of my late colleague, Mr. BARBOUR is going to wait until tomorrow before he presents himself to be sworn in.

I send to the desk resolutions, which I ask to have read.

The VICE PRESIDENT. The resolutions will be read for the information of the Senate.

The resolutions (S. Res. 5) were read, considered by unanimous consent, and unanimously agreed to, as follows:

Resolved, That the Senate has heard with deep regret and profound sorrow the announcement of the death of Hon. DWIGHT W. MORROW, late a Senator from the State of New Jersey.

Resolved, That the Secretary communicate these resolutions to the House of Representatives and transmit a copy thereof to the family of the deceased.

ADJOURNMENT

Mr. KEAN. Mr. President, as a further mark of respect to the memory of the deceased Senators CARAWAY and MORROW, I move that the Senate do now adjourn.

The motion was unanimously agreed to; and (at 12 o'clock and 35 minutes p. m.) the Senate adjourned until to-morrow, Tuesday, December 8, 1931, at 12 o'clock meridian.

HOUSE OF REPRESENTATIVES

MONDAY, DECEMBER 7, 1931

This day, in compliance with the provisions of the Constitution, the Members elect of the House of Representatives of the Seventy-second Congress assembled in their Hall, and at 12 o'clock noon were called to order by Hon. William Tyler Page, Clerk of the last House.

Rev. James Shera Montgomery, D. D., Chaplain of the last House, offered the following

PRAYER

Infinite God-soul of our soul! Marvelous truth that bridges time and eternity and makes them one. We wait a moment; our memories are stirred. Before us is the image of our most notable one. A sad and mournful yesterday dictates our sorrow. Through the years he camped with us in the embrace of a sweet and beautiful fraternity. But the night came, then the morning broke, and he was carried upward in the harmony and symmetry of his great heart beyond the zenith and the slope of the widening sky. Blessed Father, move upon our hearts. Direct our President and all his counsellors and endue them with great wisdom and strength. Reach down, O God, and touch the life of every Member of this Congress. Give wise purpose, unity, and upward movement to its history. Abide with us each day, so that the heroism of truth, of integrity and cooperation shall become contagious, until sacred forces shall lift our whole land upon a tide of universal patriotic devotion to the common good. As we apprehend its drift may we set our

sails toward this glorious goal. Let not the carriage of our faculties distress us. May we bear ourselves toward one another after the pattern of Him—the ideal Teacher. In-spire poise and self-control in all deliberations, and in character and in conduct help us to exercise a fine conception of human life. We long and pray for that good will that shall bring into fellowship all citizens and all sections of our country, so they shall aspire for those standards that make a nation truly great. Merciful God of the eternities, look with loving favor upon our country and divinely urge us as Members and officers of this Chamber to lay our best gifts in the lap of the Republic while a stainless splendor crowns her brow sublime. Turn all faces upward, O Light of Lights, that we may realize that the radiant sky is forever bigger than the floating cloud. Amen.

REPRESENTATIVES ELECT

The CLERK. This is the day fixed by the Constitution of the United States for the meeting of the Seventy-second Congress of the United States of America. The Clerk of the House of Representatives of the Seventy-first Congress will call the names of those persons whose credentials show that they were regularly elected as Representatives in accordance with the laws of their respective States or of the United States. As the roll is called, following the alphabetical order of the States, Representatives elect will please answer to their names, to determine whether a quorum is present.

The roll was called, and the following Members elect answered to their names:

[Roll No. 1]

ALABAMA

John McDuffie.	William B. Oliver.
Lister Hill.	Miles C. Allgood.
Henry B. Steagall.	Edward B. Almon.
Lamar Jeffers.	George Huddleston.
La Fayette L. Patterson.	William B. Bankhead.

ARIZONA

Lewis W. Douglas.

ARKANSAS

William J. Driver.	Heartsill Ragon.
John E. Miller.	D. D. Glover.
Claude A. Fuller.	Tilman B. Parks.
Effiegene Wingo.	

CALIFORNIA

Clarence F. Lea.	Henry E. Barbour.
Harry L. Englebright.	Arthur M. Free.
Charles F. Curry.	William E. Evans.
Florence P. Kahn.	Joe Crail.
Richard J. Welch.	Philip D. Swing.
Albert E. Carter.	

COLORADO

William R. Eaton.	Guy U. Hardy.
Charles B. Timberlake.	Edward T. Taylor.

CONNECTICUT

Augustine Lonergan.	William L. Tierney.
Richard P. Freeman.	Edward W. Goss.
John Q. Tilson.	

DELAWARE

Robert G. Houston.

FLORIDA

Herbert J. Drane.	Thomas A. Yon.
R. A. Green.	Ruth Bryan Owen.

GEORGIA

Homer C. Parker.	Malcolm C. Tarver.
E. E. Cox.	Charles H. Brand.
Charles R. Crisp.	John S. Wood.
William C. Wright.	Carl Vinson.
Robert Ramspeck.	William C. Lankford.
Samuel Rutherford.	William W. Larsen.

IDAHO

Burton L. French.	Addison T. Smith.
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ILLINOIS

Oscar De Priest.	John C. Allen.
Morton D. Hull.	Burnett M. Chipfield.
Edward A. Kelly.	William E. Hull.
Harry P. Beam.	Homer W. Hall.
Adolph J. Sabath.	William P. Holaday.
James T. Igoe.	Charles Adkins.
Leonard W. Schuetz.	Henry T. Rainey.
Peter C. Granata.	J. Earl Major.
Fred A. Britten.	Charles A. Karch.
Carl R. Chindblom.	William W. Arnold.
Frank R. Reid.	Claude V. Parsons.
John T. Buckbee.	Kent E. Keller.
William R. Johnson.	

Richard Yates.

John W. Boehme, jr.
Arthur H. Greenwood.
Eugene B. Crowe.
Harry C. Canfield.
Courtland C. Gillen.
William H. Larrabee.
Louis Ludlow.

William F. Kopp.
Bernhard M. Jacobsen.
Thomas J. B. Robinson.
Gilbert N. Haugen.
Cyrenus Cole.
C. William Ramseyer.

W. P. Lambertson.
U. S. Guyer.
Harold McGugin.
Homer Hoch.

William V. Gregory.
Glover H. Cary.
John W. Moore.
Cap R. Carden.
Maurice H. Thatcher.
Brent Spence.

Joachim O. Fernandez.
Paul H. Maloney.
Numa F. Montet.
John N. Sandlin.

Carroll L. Beedy.
Donald B. Partridge.

T. Alan Goldsborough.
William P. Cole, jr.
Vincent L. Palmisano.

Allen T. Treadway.
William J. Granfield.
Frank H. Foss.
Pehr G. Holmes.
Edith Nourse Rogers.
A. Piatt Andrew.
William P. Connery, jr.
Frederick W. Dallinger.

Robert H. Clancy.
Earl C. Michener.
Joseph L. Hooper.
John C. Ketcham.
Carl E. Mapes.
Seymour H. Person.
Jesse P. Wolcott.

Victor Christgau.
Frank Clague.
August H. Andresen.
Melvin J. Maas.
William I. Nolan.

John E. Rankin.
Wall Doxey.
Will M. Whittington.
Jeff Busby.

Milton A. Romjue.
Ralph F. Lozier.
Jacob L. Milligan.
David Hopkins.
Joseph B. Shannon.
Clement C. Dickinson.
Robert D. Johnson.
William L. Nelson.

John M. Evans.

John H. Morehead.
Malcolm B. Baldrige.
Edgar Howard.

At large

William H. Dieterich.

INDIANA

Albert H. Vestal.
Fred S. Purnell.
William R. Wood.
Glenn Griswold.
David Hogg.
Samuel B. Pettengill.

IOWA

Cassius C. Dowell.
Lloyd Thurston.
Charles E. Swanson.
Fred C. Gilchrist.
Ed. H. Campbell.

KANSAS

James G. Strong.
Charles I. Sparks.
Clifford R. Hope.
William A. Ayres.

KENTUCKY

Virgil Chapman.
Ralph Gilbert.
Fred M. Vinson.
Andrew J. May.
Charles Finley.

LOUISIANA

Riley J. Wilson.
Bolivar E. Kemp.
René L. DeRouen.
John H. Overton.

MAINE

John E. Nelson.
Donald F. Snow.

MARYLAND

J. Charles Linthicum.
Stephen W. Gambrill.
David J. Lewis.

MASSACHUSETTS

Charles L. Underhill.
John J. Douglass.
George Holden Tinkham.
John W. McCormack.
Robert Luce.
Richard B. Wigglesworth.
Joseph W. Martin, jr.
Charles L. Gifford.

MICHIGAN

Michael J. Hart.
James C. McLaughlin.
Roy O. Woodruff.
Frank P. Bohn.
W. Frank James.
Clarence J. McLeod.

MINNESOTA

Harold Knutson.
Paul J. Kvale.
William A. Pittenger.
Conrad G. Selvig.
Godfrey G. Goodwin.

MISSISSIPPI

Ross A. Collins.
Robert S. Hall.
Percy E. Quin.
James W. Collier.

MISSOURI

Clarence Cannon.
Henry F. Niedringhaus.
John J. Cochran.
Leonidas C. Dyer.
Clyde Williams.
James F. Fulbright.
Joe J. Manlove.
William E. Barton.

MONTANA

Scott Leavitt.

NEBRASKA

J. N. Norton.
A. C. Shallenberger.
Robert G. Simmons.

NEVADA

Samuel S. Arentz.

NEW HAMPSHIRE

Edward H. Wason.

Charles A. Wolverton.
Isaac Bacharach.
William H. Sutphin.
Charles A. Eaton.
Percy H. Stewart.
Randolph Perkins.

NEW JERSEY

George N. Seger.
Fred A. Hartley, jr.
Peter A. Cavicchia.
Frederick R. Lehlbach.
Oscar L. Auf der Heide.
Mary T. Norton.

NEW MEXICO
Dennis Chavez.

NEW YORK

Robert L. Bacon.
William F. Brunner.
George W. Lindsay.
Thomas H. Cullen.
Loring M. Black, jr.
Andrew L. Somers.
John J. Delaney.
Patrick J. Carley.
Stephen A. Rudd.
Emanuel Celler.
Anning S. Prall.
Samuel Dickstein.
Christopher D. Sullivan.
William I. Sirovich.
John J. Boylan.
John J. O'Connor.
Ruth Pratt.
Martin J. Kennedy.
Sol Bloom.
Fiorello H. LaGuardia.
Joseph A. Cavagan.
Anthony J. Griffin.

Frank Oliver.
James M. Fitzpatrick.
Charles D. Millard.
Hamilton Fish, jr.
Harcourt J. Pratt.
Parker Corning.
James S. Parker.
Frank Crowther.
Bertrand H. Snell.
Francis D. Cushman.
Frederick M. Davenport.
John D. Clarke.
Clarence E. Hancock.
John Taber.
Gale H. Stalker.
James L. Whitley.
Archie D. Sanders.
Walter G. Andrews.
Edmund F. Cooke.
James M. Mead.
Daniel A. Reed.

NORTH CAROLINA

Lindsay C. Warren.
John H. Kerr.
Charles L. Abernethy.
Edward W. Pou.
Frank W. Hancock, jr.

J. Bayard Clark.
Walter Lambeth.
Robert L. Doughton.
Alfred L. Bulwinkle.
Zebulon Weaver.

NORTH DAKOTA

Olger B. Burtness.
Thomas Hall.

James H. Sinclair.

OHIO

John B. Hollister.
William E. Hess.
Byron B. Harlan.
John L. Cable.
Frank C. Kniffin.
James G. Polk.
Charles Brand.
Grant E. Mouser, jr.
Wilbur M. White.
Thomas A. Jenkins.
Mell G. Underwood.

Arthur P. Lamneck.
William L. Flesinger.
Francis Seiberling.
C. Ellis Moore.
C. B. McClintock.
Charles West.
Frank Murphy.
John G. Cooper.
Martin L. Sweeney.
Robert Crosser.
Chester C. Bolton.

OKLAHOMA

Wesley E. Disney.
William W. Hastings.
Wilburn Cartwright.
Tom D. McKeown.

F. B. Swank.
Jed Johnson.
James V. McClintic.
M. C. Garber.

OREGON

Willis C. Hawley.
Robert R. Butler.

Charles H. Martin.

PENNSYLVANIA

James M. Beck.
Edward L. Stokes.
Harry C. Ransley.
Benjamin M. Golder.
James J. Connolly.
George A. Welsh.
George P. Darrow.
James Wolfenden.
Henry W. Watson.
J. Roland Kinzer.
Patrick J. Boland.
C. Murray Turpin.
George F. Brumm.
Norton L. Lichtenwalner.
Louis T. McFadden.
Robert F. Rich.
Frederick W. Magrady.
Edward M. Beers.

I. H. Doutrich.
J. Russell Leech.
J. Banks Kurtz.
Harry L. Haines.
J. Mitchell Chase.
Samuel A. Kendall.
Henry W. Temple.
J. Howard Swick.
Nathan L. Strong.
Thomas C. Cochran.
Milton W. Shreve.
William R. Coyle.
Adam M. Wyant.
Edmund F. Erk.
Clyde Kelly.
Patrick J. Sullivan.
Harry A. Estep.
Guy E. Campbell.

RHODE ISLAND

Clark Burdick.
Richard S. Aldrich.

Francis B. Condon.

SOUTH CAROLINA

Thomas S. McMillan.
Butler B. Hare.
Fred H. Dominick.
John J. McSwain.

William F. Stevenson.
Allard H. Gasque.
Hampton P. Fulmer.

SOUTH DAKOTA

Charles A. Christopherson.
Royal C. Johnson.

William Williamson.

TENNESSEE

Edward E. Eslick.
Gordon Browning.
Jere Cooper.
E. H. Crump.

TEXAS

James P. Buchanan.
O. H. Cross.
Fritz G. Lanham.
Guinn Williams.
Richard M. Kleberg.
John N. Garner.
R. Ewing Thomason.
Thomas L. Blanton.
Marvin Jones.

UTAH

Frederick C. Loofbourow.

VERMONT

Ernest W. Gibson.

VIRGINIA

Clifton A. Woodrum.
John W. Fishburne.
Howard W. Smith.
John W. Flannagan, jr.
Henry St. George Tucker.

WASHINGTON

John W. Summers.
Sam B. Hill.

WEST VIRGINIA

Robert L. Hogg.
Hugh Ike Shott.
Joe L. Smith.

WISCONSIN

Thomas R. Amlie.
Charles A. Kading.
John M. Nelson.
John C. Schafer.
William H. Stafford.
Michael K. Reilly.

Gardner R. Withrow.
Gerald J. Boileau.
George J. Schneider.
James A. Frear.
Hubert H. Peavey.

WYOMING

Vincent Carter

The CLERK. The roll call discloses the presence of 433 Members. A quorum is present.

The Clerk will present for information a statement showing changes that have occurred since the regular election of Representatives to the Seventy-second Congress; and if there be no objection, the statement will be printed in the RECORD.

There being no objection, the statement is as follows:

Representatives to the Seventy-second Congress who have died and their successors.

Representatives	Died	Successor
John F. Quayle, seventh New York.....	Nov. 27, 1930	Mathew V. O'Malley.
David J. O'Connell, ninth New York.....	Dec. 29, 1930	Stephen A. Rudd.
Henry Allen Cooper, first Wisconsin.....	Mar. 1, 1931	Thomas R. Amlie.
James B. Aswell, eighth Louisiana.....	Mar. 16, 1931	John H. Overton.
Nicholas Longworth, first Ohio.....	April 9, 1931	John B. Hollister.
Mathew V. O'Malley, seventh New York.....	May 28, 1931	John J. Delaney.
Charles A. Mooney, twentieth Ohio.....	May 29, 1931	Martin L. Sweeney.
George S. Graham, second Pennsylvania.....	July 4, 1931	Edward L. Stokes.
Charles G. Edwards, first Georgia.....	July 13, 1931	Homer C. Parker.
Bird J. Vincent, eighth Michigan.....	July 18, 1931	Michael J. Hart.
Samuel C. Major, seventh Missouri.....	July 28, 1931	Robert D. Johnson.
Ernest R. Ackerman, fifth New Jersey.....	Oct. 18, 1931	Percy H. Stewart.
Fletcher Hale, first New Hampshire.....	Oct. 22, 1931	Vacancy.
Harry M. Wurzbach, fourteenth Texas.....	Nov. 6, 1931	Richard M. Kleberg.

The Clerk will state that credentials, regular in form, have been filed showing the election of VICTOR S. K. HOUSTON as Delegate from the Territory of Hawaii, and of JAMES WICKERSHAM as Delegate from the Territory of Alaska.

Two Resident Commissioners to the United States from the Philippine Islands are elected by the Philippine Legislature triennially. Certificates of election of PEDRO GUEVERA and of CAMILO OSIAS are on file, showing their election as Resident Commissioners from the Philippine Islands for the term of three years, commencing March 4, 1932.

ELECTION OF SPEAKER

The CLERK. The next business in order is the election of a Speaker. Nominations will now be received.

Mr. ARNOLD. Mr. Clerk, by direction of the Democratic caucus held December 5, 1931, as its chairman, I place in

nomination for Speaker of the House of Representatives Hon. JOHN N. GARNER, a Member elect from the State of Texas. [Applause.]

Mr. HAWLEY. Mr. Clerk, the conference of the Republican Members of the House for the Seventy-second Congress has directed me as its chairman to present to the House as its unanimous choice as a candidate for Speaker the man I shall now name. I have the honor to present as our candidate for Speaker the name of the distinguished gentleman from New York, Hon. BERTRAND H. SNELL. [Applause.]

The CLERK. Hon. JOHN N. GARNER, a Representative elect from the State of Texas, and Hon. BERTRAND H. SNELL, a Representative elect from the State of New York have been placed in nomination.

If there are no further nominations, the Clerk appoints the gentleman from Mississippi, Mr. BUSBY; the gentleman from West Virginia, Mr. HORNOR; the gentleman from Maine, Mr. BEEDY; and the gentleman from Nebraska, Mr. SIMMONS to act as tellers. The tellers will please come forward and take their places.

The roll will now be called, and Members will indicate by name the candidate of their choice.

The Clerk called the roll.

The following is the vote in detail:

[Roll No. 2]
GARNER—218

Abernethy	Dies	Keller	Pettengill
Allgood	Dieterich	Kelly, Ill.	Polk
Almon	Disney	Kemp	Pou
Arnold	Dominick	Kennedy	Prall
Auf der Heide	Doughton	Kerr	Quin
Ayres	Douglas, Ariz.	Kieberg	Ragon
Bankhead	Douglas, Mass.	Kniffin	Rainey
Barton	Doxey	Lambeth	Ramspeck
Beam	Drane	Lamneck	Rankin
Black	Drewry	Lanham	Rayburn
Bland	Driver	Lankford, Ga.	Reilly
Blanton	Eslick	Larrabee	Romjue
Bloom	Evans, Mont.	Larsen	Rudd
Boehne	Fernandez	Lea	Rutherford
Boland	Fiesinger	Lewis	Sabath
Boylan	Fishburne	Lichtenwalner	Sanders, Tex.
Brand, Ga.	Fitzpatrick	Lindsay	Sandlin
Briggs	Flannagan	Linthicum	Schuetz
Browning	Fulbright	Loneragan	Shallenberger
Brunner	Fuller	Lozier	Shannon
Buchanan	Fulmer	Ludlow	Sirovich
Bulwinkle	Gambrill	McClintic, Okla.	Smith, Va.
Burch	Garrett	McCormack	Smith, W. Va.
Busby	Gasque	McDuffie	Somers, N. Y.
Byrns	Gavagan	McKeown	Spence
Canfield	Gilbert	McMillan	Steagall
Cannon	Gillen	McReynolds	Stevenson
Carden	Glover	McSwain	Stewart
Carley	Goldsborough	Major	Sullivan, N. Y.
Cartwright	Granfield	Maloney	Summers, Tex.
Cary	Green	Mansfield	Sutphin
Celler	Greenwood	Martin, Oreg.	Swank
Chapman	Gregory	May	Sweeney
Chavez	Griffin	Mead	Tarver
Clark, N. C.	Griswold	Miller	Taylor, Colo.
Cochran, Mo.	Haines	Milligan	Thomason
Cole, Md.	Hall, Miss.	Mitchell	Tierney
Collier	Hancock, N. C.	Montague	Tucker
Collins	Hare	Montet	Underwood
Condon	Harlan	Moore, Ky.	Vinson, Ga.
Connery	Hart	Morehead	Vinson, Ky.
Cooper, Tenn.	Hastings	Nelson, Mo.	Warren
Corning	Hill, Ala.	Norton, Nebr.	Weaver
Cox	Hill, Wash.	Norton, N. J.	West
Crisp	Hornor	O'Connor	Whittington
Cross	Howard	Oliver, Ala.	Williams, Mo.
Crosser	Huddleston	Oliver, N. Y.	Williams, Tex.
Crowe	Igoe	Overton	Wilson
Crump	Jacobsen	Owen	Wingo
Cullen	Jeffers	Palmisano	Wood, Ga.
Davis	Johnson, Mo.	Parker, Ga.	Woodrum
Delaney	Johnson, Okla.	Parks	Wright
DeRouen	Johnson, Tex.	Parsons	Yon
Dickinson	Jones	Patman	
Dickstein	Karch	Patterson	

SNELL—207

Adkins	Beck	Burtness	Christopherson
Aldrich	Beedy	Butler	Clague
Allen	Beers	Cable	Clancy
Andresen	Bohn	Campbell, Iowa	Clarke, N. Y.
Andrew, Mass.	Boileau	Campbell, Pa.	Cochran, Pa.
Andrews, N. Y.	Bolton	Carter, Calif.	Cole, Iowa
Arentz	Bowman	Carter, Wyo.	Colton
Bacharach	Brand, Ohio	Cavichia	Connolly
Bachmann	Britten	Chase	Cooke
Bacon	Brumm	Chindblom	Cooper, Ohio
Baldrige	Buckbee	Chiperfield	Coyle
Barbour	Burdick	Christgau	Crall

Crowther	Hess	McLeod	Snow
Culkin	Hoch	Maas	Sparks
Curry	Hogg, Ind.	Magrady	Stafford
Dallinger	Hogg, W. Va.	Manlove	Stalker
Darrow	Holaday	Mapes	Stokes
Davenport	Hollister	Martin, Mass.	Strong, Kans.
De Priest	Holmes	Michener	Strong, Pa.
Doutrich	Hooper	Millard	Sullivan, Pa.
Dowell	Hope	Moore, Ohio	Summers, Wash.
Dyer	Hopkins	Mouser	Swanson
Eaton, Colo.	Horr	Murphy	Swick
Eaton, N. J.	Houston, Del.	Nelson, Me.	Swing
Englebright	Hull, Morton D.	Nelson, Wis.	Taber
Erk	Hull, William E.	Niedringhaus	Temple
Estep	James	Nolan	Thatcher
Evans, Calif.	Jenkins	Parker, N. Y.	Thurston
Finley	Johnson, Ill.	Partridge	Tilson
Flsh	Johnson, S. Dak.	Perkins	Timberlake
Foss	Johnson, Wash.	Person	Tinkham
Frear	Kahn	Pittenger	Treadway
Free	Kelly, Pa.	Pratt, Harcourt J.	Turpin
Freeman	Kendall	Pratt, Ruth	Underhill
French	Ketcham	Purnell	Vestal
Garber	Kinzer	Ramsayer	Wason
Gibson	Knutson	Ransley	Watson
Gifford	Kopp	Reed, N. Y.	Weeks
Gilchrist	Kurtz	Reid, Ill.	Welch, Calif.
Golder	LaGuardia	Rich	Welsh, Pa.
Goodwin	Lambertson	Robinson	White
Goss	Lankford, Va.	Rogers	Whitley
Granata	Leavitt	Sanders, N. Y.	Wigglesworth
Guyer	Leech	Schafer	Williamson
Hadley	Lehlbach	Seger	Wolcott
Hall, Ill.	Loofbourow	Seiberling	Wolfenden
Hall, N. Dak.	Lovette	Selvig	Wolverton
Hancock, N. Y.	Luce	Shott	Wood, Ind.
Hardy	McClintock, Ohio	Shreve	Woodruff
Hartley	McFadden	Simmons	Wyant
Haugen	McGugin	Sinclair	Yates
Hawley	McLaughlin	Smith, Idaho	

SCHNEIDER—5

Amlie	Kvale	Peavey	Withrow
Kading			

ANSWERED "PRESENT"—3

Garner	Schneider	Snell
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The CLERK. Before proceeding with the announcement of the result of the vote, the Clerk is requested to announce that immediately following the swearing in of Members votes will be taken upon the election of the officers of the House.

The tellers agree in their tally. Total number of votes cast, 430, of which Hon. JOHN N. GARNER has received 218, Hon. BERTRAND H. SNELL, 207, Hon. GEORGE J. SCHNEIDER, a Representative elect from the State of Wisconsin, 5, and three Members answering "present." Hon. JOHN N. GARNER, a Representative elect from the State of Texas, having received a majority of all the votes cast, is duly elected Speaker of the House of Representatives. [Prolonged applause.]

The gentleman from Illinois, Mr. RAINEY; and the gentleman from New York, Mr. SNELL; and the gentleman from Tennessee, Mr. BYRNS; and the gentleman from Connecticut, Mr. TILSON, will please conduct the Speaker elect to the chair.

The committee appointed by the Clerk escorted Mr. GARNER to the Speaker's chair.

Mr. SNELL. My colleagues of the House of Representatives, it is indeed a pleasure to have this opportunity to present to you the newly elected Speaker of the Seventy-second Congress.

I have always been a firm believer in the party system of government, and consider that country specially favored that has two strong, evenly divided political parties. Of course, from a personal standpoint I might be willing to change somewhat the division that apparently exists at the present time. [Laughter.]

As I look over the long list of distinguished men who have occupied this high position—and there is no higher honor in the gift of any legislative body in the world—I find no one of these men has ever risen to the position of Speaker by mere luck or accident, but rather as the result of long, intelligent, efficient service and of undoubted proven ability to perform the duties of this great office.

The gentleman from Texas, by native ability, by outstanding personality, by long service, and a complete understanding of the duties and responsibilities of Speaker, is exceptionally well qualified to fill that position, and I predict he will make one of the great Speakers of the present genera-

tion. I congratulate him on having reached the goal of his ambition and wish him every success in his work.

My colleagues, I now present your newly elected Speaker, the Hon. JOHN NANCE GARNER, of Texas. [Applause.]

Mr. Speaker, I present you the gavel.

The SPEAKER. Ladies and gentlemen of the Seventy-second Congress, I want to express my keen appreciation of my friend SNELL's introductory remarks. As many of you are aware, Mr. SNELL and myself have known each other for many years, and I believe I speak the sentiments of the older Members of the House who have had association with him when I say that he is one of the most dependable men that has ever been elected to this body. [Applause.] It will be a great pleasure for me to cooperate with him in the service of the country.

Ordinarily I would extend thanks to the entire House for my election to this high office, but, unfortunately, I did not get all of the votes. Therefore I must in that particular confine myself to the ladies and gentlemen who have expressed their confidence in me by the vote just taken. I am deeply grateful and sincerely appreciative of the confidence that you have expressed in me. I am not unmindful of the responsibilities, and, with the cooperation of those who have expressed their confidence in me—and I expect and hope also of the entire membership of the House—I hope to perform the duties of the office acceptably to all.

Ordinarily this would be an occasion when I might express the hopes and aspirations of the House of Representatives in its legislative program for the coming session of Congress, but at the moment I do not feel at liberty—in fact, I do not think it advisable that I should undertake to make a statement on that subject. At a later date—and I hope at an early date—I expect to make to you a complete statement touching that program. Also, it is customary for a Member assuming this place to indulge in some promises as to what he hopes to do as your presiding officer. I made no promises to secure this preferment, and I have none to make now.

The oath of office that I am about to take carries with it the only promise it is necessary for any American citizen to make, to assure the country that he expects to devote his best efforts to its service.

That oath of office I am ready to take at the present moment, and I ask the gentleman from North Carolina [Mr. POW] to administer it. [Applause.]

Mr. POW administered the oath of office to the Speaker.

SWEARING IN OF MEMBERS ELECT

The SPEAKER. Ladies and gentlemen of the House, at the last Congress, after conference with my deceased friend, Mr. Longworth, it was decided that the better method of swearing in the membership was to swear in the entire House at one time, instead of swearing in the Members by States, as has been the custom for some hundred years. So I am going to ask each Member of the House to rise in his place and allow me to administer the oath of office.

The Members and Delegates rose in their places, and the Speaker administered the oath of office.

MAJORITY LEADER

Mr. ARNOLD. Mr. Speaker, the caucus of the Democratic Members of the House has selected Hon. HENRY T. RAINEY, of Illinois, as majority leader for the Seventy-second Congress. [Applause.]

ELECTION OF OFFICERS OF THE HOUSE

The SPEAKER. The next business before the House is the election of the officers of the House.

Mr. ARNOLD. Mr. Speaker, I present a resolution and ask for its immediate consideration.

The SPEAKER. The gentleman from Illinois [Mr. ARNOLD] offers a resolution, which the Clerk will report.

The Clerk read as follows:

House Resolution 1

Resolved, That South Trimble, of the State of Kentucky, be, and he is hereby, chosen Clerk of the House of Representatives; That Kenneth Romney, of the State of Montana, be, and he is hereby, chosen Sergeant at Arms of the House of Representatives;

That Joseph J. Sinnott, of the State of Virginia, be, and he is hereby, chosen Doorkeeper of the House of Representatives; That Finis E. Scott, of the State of Tennessee, be, and he is hereby, chosen Postmaster of the House of Representatives; and That Rev. James Shera Montgomery, D. D., of the District of Columbia, be, and he is hereby, chosen Chaplain of the House of Representatives.

Mr. HAWLEY. Mr. Speaker, under the direction of the Republican conference, I offer an amendment to the resolution offered by the gentleman from Illinois [Mr. ARNOLD].

The SPEAKER. The gentleman from Oregon [Mr. HAWLEY] offers an amendment, which the Clerk will report. The Clerk read the amendment, as follows:

Mr. HAWLEY moves to amend the resolution by striking out— "That South Trimble, of the State of Kentucky, be, and he is hereby, chosen Clerk of the House of Representatives"—

And inserting in lieu thereof the following:

"That William Tyler Page, of the State of Maryland, be, and he is hereby, chosen Clerk of the House of Representatives;"—

And by striking out—

"That Kenneth Romney, of the State of Montana, be, and he is hereby, chosen Sergeant at Arms of the House of Representatives;"—

And inserting in lieu thereof the following:

"That Joseph G. Rodgers, of the State of Pennsylvania, be, and he is hereby, chosen Sergeant at Arms of the House of Representatives;"—

And by striking out—

"That Joseph J. Sinnott, of the State of Virginia, be, and he is hereby, chosen Doorkeeper of the House of Representatives;"—

And inserting in lieu thereof the following:

"That Bert W. Kennedy, of the State of Michigan, be, and he is hereby, chosen Doorkeeper of the House of Representatives;"—

And by striking out—

"That Finis E. Scott, of the State of Tennessee, be, and he is hereby, chosen Postmaster of the House of Representatives;"—

And inserting in lieu thereof the following:

"That Frank W. Collier, of the State of Wisconsin, be, and he is hereby, chosen Postmaster of the House of Representatives."

Mr. HAWLEY. Mr. Speaker, I ask that the amendment be divided for the question so as to cover each of the officers, and, Mr. Speaker, I further ask unanimous consent that instead of a ye-and-nay vote on these amendments the vote be taken on the individuals; that is, as the roll is called Members vote for the individuals by their respective names.

The SPEAKER. Is there objection to the request of the gentleman from Oregon?

Mr. RAINEY and Mr. BANKHEAD rose.

Mr. RAINEY. Mr. Speaker, I suggest it would take a long time to do that. Why not vote en bloc?

Mr. HAWLEY. The purpose, Mr. Speaker, is to give the Members of the House an opportunity to vote on each of the proposed officers.

Mr. STAFFORD. Mr. Speaker, a parliamentary inquiry—

Mr. SABATH. Mr. Speaker, the amendment offered by the gentleman from Oregon [Mr. HAWLEY] does not call for a separate vote.

Mr. RAINEY. Mr. Speaker, the proposition just made by the gentleman from Oregon [Mr. HAWLEY] will keep us here all night. We are all going to be in our seats, as far as we are concerned. We will have no difficulty in keeping the Democrats present. We have a clear majority, so why not proceed in the usual way?

Mr. HAWLEY. Mr. Speaker, in view of the apparent opposition, I withdraw the proposal.

The SPEAKER. The gentleman from Oregon asks unanimous consent to withdraw his proposal. Is there objection? There was no objection.

The question was taken, and the amendment to the resolution was rejected.

Mr. HAWLEY. Mr. Speaker, the Republican conference unanimously selected as Chaplain of the House the present Chaplain, Dr. James Shera Montgomery, and we want to join in his unanimous election.

The resolution was agreed to.

The SPEAKER. The officers elect will come forward and take the oath of office.

The officers elect appeared in the well of the House, and the oath of office was administered by the Speaker.

MESSAGE FROM THE SENATE

A message from the Senate by Mr. Craven, its principal clerk, announced that the Senate had passed the following resolutions:

Senate Resolution 1

Resolved, That a committee consisting of two Senators be appointed to join such committee as may be appointed by the House of Representatives to wait upon the President of the United States and inform him that a quorum of each House is assembled and that the Congress is ready to receive any communication he may be pleased to make.

Pursuant to the foregoing resolution, the Vice President appointed Mr. WATSON and Mr. ROBINSON of Arkansas members of the committee on the part of the Senate.

Senate Resolution 2

Resolved, That the Secretary inform the House of Representatives that a quorum of the Senate is assembled and that the Senate is ready to proceed to business.

Senate Resolution 3

Resolved, That the hour of daily meeting of the Senate be 12 o'clock meridian until otherwise ordered.

Senate Resolution 4

Resolved, That the Senate has heard with deep regret and profound sorrow the announcement of the death of Hon. THADDEUS H. CARAWAY, late a Senator from the State of Arkansas.

Resolved, That the Secretary communicate these resolutions to the House of Representatives and transmit a copy thereof to the family of the deceased.

Resolved, That, as a further mark of respect to the memory of the deceased, the Senate do now adjourn.

Senate Resolution 5

Resolved, That the Senate has heard with deep regret and profound sorrow the announcement of the death of Hon. DWIGHT W. MORROW, late a Senator from the State of New Jersey.

Resolved, That the Secretary communicate these resolutions to the House of Representatives and transmit a copy thereof to the family of the deceased.

Resolved, That, as a further mark of respect to the memory of the deceased, the Senate do now adjourn.

NOTIFICATION OF THE SENATE

Mr. COLLIER. Mr. Speaker, I offer a resolution and move its adoption.

The SPEAKER. The gentleman from Mississippi offers a resolution, which the Clerk will report.

The Clerk read as follows:

House Resolution 2

Resolved, That a message be sent to the Senate to inform that body that a quorum of the House of Representatives has assembled; that JOHN N. GARNER, a Representative from the State of Texas, has been elected Speaker; that South Trimble, a citizen of the State of Kentucky, has been elected Clerk; and that the House is ready for business.

The resolution was agreed to.

NOTIFICATION OF THE PRESIDENT

Mr. RAINEY. Mr. Speaker, I offer a resolution and ask for its immediate consideration.

The SPEAKER. The gentleman from Illinois offers a resolution, which the Clerk will report.

The Clerk read as follows:

House Resolution 3

Resolved, That a committee of three be appointed by the Speaker, on the part of the House of Representatives, to join the committee appointed on the part of the Senate to wait on the President of the United States and notify him that a quorum of the two Houses has assembled, and that Congress is ready to receive any communication he may be pleased to make.

The resolution was agreed to.

The SPEAKER. The Chair appoints the following as members of said committee: Messrs. RAINEY, COLLIER, and SNELL.

Mr. BYRNS. Mr. Speaker, I offer a resolution and ask for its immediate consideration.

The SPEAKER. The gentleman from Tennessee offers a resolution, which the Clerk will report.

The Clerk read as follows:

House Resolution 4

Resolved, That the Clerk be instructed to inform the President of the United States that the House of Representatives has elected JOHN N. GARNER, a Representative from the State of Texas, Speaker, and South Trimble, a citizen of the State of Kentucky, Clerk, of the House of Representatives of the Seventy-second Congress.

The resolution was agreed to.

THE RULES

Mr. POUL. Mr. Speaker, I offer a resolution and ask for its immediate consideration.

The SPEAKER. The gentleman from North Carolina offers a resolution, which the Clerk will report.

The Clerk read as follows:

House Resolution 5

Resolved, That the rules of the Seventy-first Congress be, and they are hereby, adopted as the rules of the Seventy-second Congress, with the following amendments included therein as a part thereof, to wit:

"That Rule II of the House be amended by adding two new paragraphs, as follows:

"PAR. 48. A standing committee of the House shall meet to consider any bill or resolution pending before it: (1) On all regular meeting days selected by the committee; (2) upon the call of the chairman of the committee; (3) if the chairman of the committee, after three days' consideration, refuses or fails, upon the request of at least three members of the committee, to call a special meeting of the committee within seven calendar days from the date of said request, then, upon the filing with the clerk of the committee of the written and signed request of a majority of the committee for a called special meeting of the committee, the committee shall meet on the day and hour specified in said written request. It shall be the duty of the clerk of the committee to notify all members of the committee in the usual way of such called special meeting.

"PAR. 49. The rules of the House are hereby made the rules of its standing committees so far as applicable, except that a motion to recess from day to day is hereby made a motion of high privilege in said committees."

"That paragraph 3 of Rule XIII be, and the same is hereby, amended as follows: Strike out of said paragraph the following words: 'On the first Monday of each month immediately after the reading of the Journal, and on the third Monday of each month immediately after the disposition of motions to instruct committees which may be called up' and insert in lieu thereof: 'On the first and third Mondays of each month immediately after the reading of the Journal.'

"That paragraph 4 of Rule XIII of the House be amended by striking out the words 'of motions to instruct committees' and inserting in lieu thereof the words 'of motions to discharge committees.'"

"That the last proviso of paragraph 7 of Rule XXIV be, and the same is hereby, amended as follows: Strike out the word 'two' and insert in lieu thereof the word 'one': *Provided*, That when, during any one session of Congress, all of the committees of the House are not called under the Calendar Wednesday rule, at the next session of Congress the call shall commence where it left off at the end of the preceding session.

"That immediately upon the adoption of this resolution, paragraph 8 of Rule XXIV be amended as follows: Insert after the word 'month' the following language: 'after the disposition of motions to discharge committees and.'

"That upon the adoption of this resolution that part of paragraph 45 of Rule XI codified in the House Manual as section 725 A be, and the same is hereby, repealed, and that there be, and hereby is, inserted in lieu thereof the following: 'The Committee on Rules shall present to the House reports concerning rules, joint rules, and order of business, within three legislative days of the time when ordered reported by the committee. If such rule or order is not considered immediately, it shall be referred to the calendar and, if not called up by the Member making the report within seven legislative days thereafter, any member of the Rules Committee may call it up as a question of privilege and the Speaker shall recognize any member of the Rules Committee seeking recognition for that purpose. If the Committee on Rules shall make an adverse report on any resolution pending before the committee providing for an order of business for the consideration by the House of any public bill or joint resolution, on days when it shall be in order to call up motions to discharge committees, it shall be in order for any Member of the House to call up for consideration by the House any such adverse report, and it shall be in order to move the adoption by the House of said resolution adversely reported notwithstanding the adverse report of the Committee on Rules, and the Speaker shall recognize the Member seeking recognition for that purpose as a question of the highest privilege.'"

"That Rule XXVII of the Rules of the House be amended by striking out paragraph 4 of said rule and inserting in lieu thereof the following:

"4. A Member may present to the Clerk a motion in writing to discharge a committee from the consideration of a public bill or resolution which has been referred to it 30 days prior thereto (but only one motion may be presented for each bill or resolution). Under this rule it shall also be in order for a Member to file a motion to discharge the Committee on Rules from further consideration of any resolution providing either a special order of business, or a special rule for the consideration of any public bill or resolution favorably reported by a standing committee, or a special rule for the consideration of a public bill or resolution which has remained in a standing committee 30 or more days without action: *Provided*, That said resolution from which it is moved to discharge the Committee on Rules has been referred to that committee at least seven days prior to the filing of the mo-

tion to discharge. The motion shall be placed in the custody of the Clerk, who shall arrange some convenient place for the signature of Members. A signature may be withdrawn by a Member in writing at any time before the motion is entered on the Journal. When Members to the total number of 145 shall have signed the motion, it shall be entered on the Journal, printed with the signatures thereto in the CONGRESSIONAL RECORD, and referred to the Calendar of Motions to Discharge Committees.

"On the second and fourth Mondays of each month, except during the last six days of any session of Congress, immediately after the approval of the Journal, any Member who has signed a motion to discharge which has been on the calendar at least seven days prior thereto, and seeks recognition, shall be recognized for the purpose of calling up the motion, and the House shall proceed to its consideration in the manner herein provided without intervening motion except one motion to adjourn. Recognition for the motions shall be in the order in which they have been entered on the Journal.

"When any motion under this rule shall be called up, the bill or resolution shall be read by title only. After 20 minutes' debate, one-half in favor of the proposition and one-half in opposition thereto, the House shall proceed to vote on the motion to discharge. If the motion prevails to discharge the Committee on Rules from any resolution pending before the committee, the House shall immediately vote on the adoption of said resolution, the Speaker not entertaining any dilatory or other intervening motion except one motion to adjourn, and, if said resolution is adopted, then the House shall immediately proceed to its execution. If the motion prevails to discharge one of the standing committees of the House from any public bill or resolution pending before the committee, it shall then be in order for any Member who signed the motion to move that the House proceed to the immediate consideration of such bill or resolution (such motion not being debatable), and such motion is hereby made of high privilege; and if it shall be decided in the affirmative, the bill shall be immediately considered under the general rules of the House, and if unfinished before adjournment of the day on which it is called up it shall remain the unfinished business until it is fully disposed of. Should the House by vote decide against the immediate consideration of such bill or resolution, it shall be referred to its proper calendar and be entitled to the same rights and privileges that it would have had had the committee to which it was referred duly reported same to the House for its consideration: *Provided*, That when any perfected motion to discharge a committee from the consideration of any public bill or resolution has once been acted upon by the House it shall not be in order to entertain during the same session of Congress any other motion for the discharge from that committee of said measure, or from any other committee of any other bill or resolution substantially the same, relating in substance to or dealing with the same subject matter, or from the Committee on Rules of a resolution providing a special order of business for the consideration of any other such bill or resolution, in order that such action by the House on a motion to discharge shall be res adjudicata for the remainder of that session: *Provided further*, That if before any one motion to discharge a committee has been acted upon by the House there are on the Calendar of Motions to Discharge Committees other motions to discharge committees from the consideration of bills or resolutions substantially the same, relating in substance to or dealing with the same subject matter, after the House shall have acted on one motion to discharge, the remaining said motions shall be stricken from the Calendar on Motions to Discharge Committees and not acted on during the remainder of that session of Congress."

"That Rule XXVIII be amended by inserting after paragraph 1a a new paragraph to be known as paragraph 1½a, as follows:

"After House conferees on any bill or resolution in conference between the House and Senate shall have been appointed for 20 calendar days and shall have failed to make a report, it is hereby declared to be a motion of the highest privilege to move to discharge said House conferees and to appoint new conferees, or to instruct said House conferees; and, further, during the last six days of any session of Congress, it shall be a privileged motion to move to discharge, appoint, or instruct House conferees after House conferees shall have been appointed 36 hours without having made a report."

During the reading of the resolution the following occurred:

Mr. PURNELL. Mr. Speaker, if I may interrupt the reading, I would like to propound an inquiry to the gentleman from North Carolina [Mr. POU].

The SPEAKER. Except by unanimous consent, the gentleman can not stop the reporting of the resolution.

Mr. PURNELL. I ask unanimous consent, Mr. Speaker, that I may offer a suggestion to the gentleman from North Carolina in the interest of the adoption of sane, sensible rules, which we all seek to do.

The SPEAKER. Is there objection to the request of the gentleman from Indiana?

There was no objection.

Mr. PURNELL. I want to suggest to the gentleman that he let this matter lay over, or at least the proposed amend-

ments, until they can be printed. I understand the resolution is not in print, and as the Speaker himself has well said, this is perhaps one of the most important moves that will be made in this Congress—the revision of the rules. The individual Members can not possibly follow them. Even those of us who are on the Rules Committee and have tried to do so, have been unable to do it. If they might be printed and lay over, I think they could be disposed of to-morrow.

Mr. POU. I may say to my friend from Indiana that there would be no rules under which the House could operate. If I could get unanimous consent, I would be willing to adopt the rules of the Seventy-first Congress, and the amendment of the rules might go over until to-morrow.

Mr. LA GUARDIA. I hope the gentleman will not do that. If we are going to have any rules, let us have the complete rules. If unanimous consent is required, I certainly should object.

Mr. CRISP. I object to that proposition, Mr. Speaker.

The Clerk concluded the reading of the resolution.

ANNOUNCEMENT

Mr. HAWLEY. Mr. Speaker, I ask unanimous consent to proceed for one minute to make an announcement.

The SPEAKER. Is there objection to the request of the gentleman from Oregon?

There was no objection.

Mr. HAWLEY. The Republican conference will meet in this room, with the kind permission of our distinguished Speaker, following the adjournment of the session to-day.

THE RULES

Mr. LA GUARDIA. Mr. Speaker, a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. LA GUARDIA. Mr. Speaker, in the absence of any rules to guide the procedure up to this point, I desire to inquire whether or not, after the presentation of the rules by the gentleman from North Carolina, and other gentlemen on the Democratic side who may present rules, whether the Speaker will recognize other Members on the question before the House—the adoption of the rules?

The SPEAKER. Of course, unless the previous question is moved, the Chair will indulge the House as long as anyone desires recognition.

Mr. LA GUARDIA. That I know. In the absence of any rule will the Chair recognize Members before the motion on the previous question is made?

The SPEAKER. The gentleman from New York has propounded a parliamentary inquiry and the Chair will answer it. The Chair understood the gentleman from New York to ask whether or not anyone can offer any amendments under the present parliamentary rules. My recollection is that Speaker Longworth held in the Sixty-ninth Congress that parliamentary law applying to this body included the rules of the House in the previous Congress as far as they were applicable, and in this instance the rules of the House in the Seventy-first Congress would give the gentleman from North Carolina the floor until he yielded.

Mr. CRISP. Mr. Speaker, I would like to say to my friend from Indiana [Mr. PURNELL] that I have consulted my majority leader and the gentleman who makes this motion, my friend from North Carolina [Mr. POU], and that I am perfectly willing for the whole matter of the consideration of the rules to go over until to-morrow. I objected to the proposition to adopt the rules of the Seventy-first Congress and to leave out of them the proposed changes. I can not and will not consent to that. If the whole matter goes over, I am quite acquiescent to that; and I want to say to my friend from Indiana that these rules were printed for the use of the caucus, just as you gentlemen printed yours, and the gentleman had a copy of them Sunday and talked to me over the phone about them, and I advised the gentleman exactly what this motion would be that is now made, and stated that there would be included in the motion every rule in that pamphlet, eliminating the rule dealing with the Private Calendar, and changing 100 to 145.

Mr. PURNELL. Will the gentleman yield?

Mr. CRISP. I yield.

Mr. PURNELL. The statement the gentleman has made is exactly correct, but I am only one Member on this side. The rest of the membership have not seen the rules, and they don't know a thing about the proposal.

Mr. CRISP. I have not the slightest objection to gentlemen knowing them. I want the Members to hear them, and if they will study them I am sure they will be in favor of them.

Mr. LAGUARDIA. Does the gentleman from Georgia [Mr. CRISP] intend taking the floor to-day and clarifying the rules and answering any questions that may be asked?

Mr. CRISP. The leader suggested he desired me to do that, and I am prepared to proceed now or at any other time.

Mr. BANKHEAD. Will the gentleman from North Carolina yield?

Mr. POU. I yield.

Mr. BANKHEAD. Inasmuch as it is apparent we are approaching an agreement that might possibly carry over the consideration of this matter until to-morrow, and inasmuch as we have some subsequent business that we desire to present before we adjourn to-day, of course it will be understood, as stated by the Speaker, if this agreement is carried into effect, we will have the right to carry forward our program of electing the majority members of the Ways and Means Committee before we adjourn.

Mr. LAGUARDIA. Mr. Speaker, that would be extremely dangerous, and so far as I am concerned I shall resist any action in this House that in any way may be construed as adopting the rules of the last Congress for this Congress.

Mr. RAINEY. I may say to the gentleman from New York [Mr. LAGUARDIA] that we are very anxious to elect the Democratic members of the Ways and Means Committee.

Mr. LAGUARDIA. May not that be done by unanimous consent?

Mr. RAINEY. It is our committee on committees, and I hope it can be done by unanimous consent.

Mr. MICHENER. Will the gentleman from North Carolina yield?

Mr. POU. Yes.

Mr. MICHENER. In view of the fact that the amendments of the rules are important and this is a controversial matter, in view of the fact that the Republicans have held a caucus, or a conference, and have passed upon a set of rules, and in view of the further fact that the Democrats have held a conference, or a caucus, and have settled upon rules, and in view of the further fact that the Republican membership of the House have no information as to the rules to be presented by the Democrats, and I assume the Democrats have no information as to the rules to be presented by the Republicans I therefore ask unanimous consent that the matter of the consideration of the rules go over until to-morrow and that in the meantime there be a print of the proposed rules suggested by the Democrats and the proposed rules suggested by the Republicans so that the House may be fully advised when we come to a vote as to what are the proposed changes.

Mr. POU. I am willing to agree to any arrangement for debate on this amendment.

Mr. PURNELL. Is it the gentleman's intention to yield time to this side of the House?

Mr. POU. I am willing to yield time to that side of the House to use as that side of the House sees fit but with the understanding that I do not yield the floor.

Mr. PURNELL. May I put a further question? Is it the intention of the gentleman to yield for the purpose of offering amendments?

Mr. POU. No.

Mr. MICHENER. I feel sure that it will help the procedure if we may have the amendments to the rules printed so that we may know what they are.

Mr. MAPES. A parliamentary inquiry Mr. Speaker.

The SPEAKER. The gentleman will state it.

Mr. MAPES. I understood the gentleman from North Carolina to say that he would not yield the floor for the

purpose of allowing an amendment to his motion. I would like to ask the Speaker if it is not a fact, even though he does not yield the floor for that purpose and the previous question should be ordered on the resolution, that some Member on this side would have the right to move to recommit or move to amend the resolution?

The SPEAKER. Within the spirit of the rules of the Seventy-first Congress on the motion to recommit, the Chair thinks that they would have that right.

Mr. MAPES. I think the ruling of the Chair is correct. If the Chair will recollect, Speaker Clark, at the beginning of the Sixty-third Congress, ruled to the same effect.

The SPEAKER. The Chair is familiar with that ruling.

Mr. POU. Mr. Speaker, in view of the importance of the amendment to the rules of the House, I am willing that the whole matter should go over until to-morrow and that it come up immediately after the reading of the Journal.

Mr. PURNELL. Including the amendment offered?

Mr. CRISP. That has been read and will go into the RECORD.

Mr. MICHENER. The Republican amendment has not been read, and therefore I ask unanimous consent that all amendments suggested by the Democrats be printed in the RECORD and all amendments suggested by the Republicans also be printed in the RECORD, so that we may have before us what we are to vote upon.

Mr. BANKHEAD. Reserving the right to object, as the gentleman has already pointed out, those will be printed in the RECORD. If gentlemen on the other side ask unanimous consent to have their proposals printed in the RECORD, that is an independent proposition from that side.

The SPEAKER. The gentleman from North Carolina asks unanimous consent that the resolution be permitted to go over until to-morrow, to become pending business, that the resolution be printed in the RECORD as read from the desk, and that such additional suggestions as the independent resolution by the Republican side be also printed in the RECORD. Is there objection?

Mr. LAGUARDIA. Reserving the right to object, it is understood, I take it, that the matter of the rules will be the first order of business to-morrow.

Mr. POU. In so far as I can bring that result about; yes.

The SPEAKER. The Chair understands that that will be a privileged matter, which could be brought up at any time.

Mr. LAGUARDIA. Other important matters may come in that may take a great deal of time. To my mind there is nothing more important than the adoption of the rules, because they are the only guidance we have as to our mode of procedure. It seems to me that we could well agree to take that matter up first. I am extremely anxious about this. Will the gentleman from Illinois inform the House that it is his intention to call up the rules the first thing to-morrow?

Mr. RAINEY. That is my intention.

The SPEAKER. Is there objection to the request of the gentleman from North Carolina?

Mr. PURNELL. Mr. Speaker, reserving the right to object, I want to be sure that the gentleman's request provides for the printing of what are now the minority resolutions in the RECORD, as adopted by the minority conference.

Mr. POU. I have no objection to that, although I did not include that in my request.

Mr. PURNELL. I understood the Speaker to put it in that way, and I want to know if that is his interpretation of it.

Mr. POU. I have no objection.

The SPEAKER. The Chair will put the request once more as he understands it. The gentleman from North Carolina asks unanimous consent that the pending resolution go over until to-morrow, that it be the pending business, that the resolution be printed in the RECORD, that such additional amendments or suggestions as the Republicans may have to make be also printed in the RECORD. Is there objection?

There was no objection.

TENTATIVE PROPOSED CHANGES IN THE RULES OF THE HOUSE OF REPRESENTATIVES OF THE SEVENTY-SECOND CONGRESS AS APPROVED BY THE REPUBLICAN CONFERENCE

Resolved, That clause 3, Rule XIII, be amended to read as follows:

"3. After a bill which has been favorably reported shall be upon either the House or Union Calendar, any Member may file with the Clerk a notice that he desires such a bill placed upon a special calendar to be known as the "Consent Calendar." On the first Monday of each month immediately after the reading of the Journal, and on the third Monday of each month immediately after the disposition of motions to instruct committees which may be called up, the Speaker shall direct the Clerk to call the bills which have been for three days upon the "Consent Calendar." Should two objections be made to the consideration of any bill so called, it shall immediately be stricken from such calendar, but such bill may be restored to the calendar at the instance of the Member, and if again objected to by five or more Members, it shall be immediately stricken from such calendar, and shall not thereafter be placed thereon: *Provided*, That the same bill shall not be called twice on the same legislative day.

"On the second and fourth Saturdays of each month, after the disposal of such business on the Speaker's table as requires reference only, the House shall resolve itself into the Committee of the Whole House to consider business on the Private Calendar. Bills shall be called up in the order in which they appear on the Private Calendar. When a bill is called up it shall be first read by the Clerk and if there is objection to its consideration general debate shall be had on the bill. Such debate shall be limited to 20 minutes—10 minutes for and 10 minutes against—and the Chairman is charged with the strict enforcement of this limitation on debate. After such debate if five objections are made to the consideration the bill shall be passed over until the bills remaining on the calendar on that date have first been called. At the expiration of general debate, or after the first reading if no such debate is had, the bill shall be considered for amendment under the 5-minute rule. When bills thus objected to are subsequently called for consideration for amendment under the 5-minute rule, under this rule they shall be considered unless the question of consideration is raised, in which event debate shall be limited to 10 minutes—5 minutes for and 5 minutes against such question. If the Committee of the Whole House determines the question of consideration in the affirmative, the bill shall be considered for amendment under the 5-minute rule. If, however, the Committee of the Whole House determines the question of consideration in the negative, the bill shall be laid aside until the committee arises, whereupon it shall be reported back to the House with the adverse recommendation. Any bill under this rule reported back to the House with an adverse recommendation shall automatically be recommitted to the standing committee reporting it and said bill shall not again be reported during the same Congress."

Resolved, That clause 4 of Rule XIII of the House be amended by striking out the words "of motions to instruct committees" and inserting in lieu thereof the words "of motions to discharge committees."

Resolved, That the proviso of clause 7 of Rule XXIV be amended as follows: Strike out the words "two hours" and insert in lieu thereof the words "one hour"; and strike out the words "two Wednesdays" and insert in lieu thereof the words "one Wednesday."

Resolved, That clause 4 of Rule XXVII be amended to read as follows:

"A Member may present to the Clerk a motion in writing to discharge a standing committee of the House from the consideration of a public bill or resolution which has been referred to it 30 calendar days prior thereto (but only one motion may be presented for each bill or resolution). The motion shall be placed in the custody of the Clerk, who shall arrange some convenient place for the signature of Members. A signature may be withdrawn by a Member in writing at any time before the motion is entered on the Journal. When Members to the total number of 145 have signed the motion, it shall be entered on the Journal, printed with the signatures thereto in the CONGRESSIONAL RECORD, and referred to the Calendar of Motions to Discharge Committees.

"On the second and fourth Monday of each month, immediately after the approval of the Journal, any Member who has signed a motion to discharge which has been on the calendar at least 20 legislative days prior thereto and seeks recognition shall be recognized for the purpose of calling up the motion, and the House shall proceed to its consideration in the manner herein provided without intervening motion except one motion to adjourn. Recognition for the motions shall be in the order in which they have been entered on the Journal.

"When any motion under this rule shall be called up, the bill or resolution shall be read by title only. After one hour's debate, one-half in favor of the proposition and one-half in opposition thereto, the House shall proceed to vote on the motion to discharge: *Provided*, That as a substitute for the motion to discharge, one motion shall be in order to instruct. If the motion prevails to discharge one of the standing committees of the House from the consideration of any public bill or resolution pending before the committee, it shall then be in order for any Member who signed the motion to move that the House proceed to the immediate consideration of such bill or resolution (such motion not being debatable), and such motion is hereby made of high privilege; and if it shall be decided in the affirmative, the bill shall be immediately considered under the general rules of the House, and if it

is unfinished before adjournment on the day on which it is called up it shall remain the unfinished business until it is fully disposed of (such privilege as attaches to the said bill or resolution, however, shall not supersede the provisions of clause 9 of Rule XVI). Should the House by vote decide against the immediate consideration of such bill or resolution, it shall be referred to its proper calendar and be entitled to the same rights and privileges that it would have had had the committee to which it was referred duly reported same to the House for its consideration: *Provided*, That, when any perfected motion to discharge a committee from the consideration of any public bill or resolution has once been acted upon by the House, it shall not be in order to entertain any other motion for the discharge of a committee from the consideration of the said measure during the same session of Congress."

Resolved, That Rule X be amended as follows:

"6. A standing committee of the House shall meet to consider any bill or resolution pending before it: (1) on all regular meeting days selected by the committee; (2) upon the call of the chairman of the committee; (3) if the chairman of the committee, after three days' consideration, refuses or fails, upon the written request of at least three members of the committee, to call a special meeting of the committee within seven calendar days from the date of said request, then, upon the filing with the clerk of the committee of the written and signed call of a majority of the committee for a special meeting of the committee, the committee shall meet on the day and hour specified in said written request. It shall be the duty of the clerk of the committee to notify all members of the committee in the usual way of such called special meeting.

"The rules of the House are hereby made the rules of its standing committees so far as applicable, except that a motion to recess from day to day is hereby made a motion of high privilege in said committees."

Resolved, That clause 4 of Rule I be amended by inserting, after the word "then," the words "10 minutes or more than," so as to read:

"4. He shall sign all acts, addresses, joint resolutions, writs, warrants, and subpoenas of, or issued by order of, the House, and decide all questions of order, subject to an appeal by any Member, on which questions or order or appeal no Member shall speak more than 10 minutes or more than once, unless by permission of the House."

Resolved, That Rule XX be amended by adding a new clause, as follows:

"3. When any amendment of the Senate to any House bill is considered in the Committee of the Whole, it shall be considered therein by paragraphs or sections, under the same rules for debate and amendment as if it were an original bill."

Resolved, That clause 45 of Rule XI be amended by inserting, after the last semicolon therein, the words: "the Committee on the Library, on all matters referred to them;" so as to read:

"The following-named committees shall have leave to report at any time on the matters herein stated, namely: The Committee on Rules, on rules, joint rules, and order of business; the Committee on Elections, on the right of a Member to his seat; the Committee on Ways and Means, on bills raising revenue; the Committee on Appropriations, the general appropriation bills; the Committee on Rivers and Harbors, bills authorizing the improvement of rivers and harbors; the Committee on the Public Lands, bills for the forfeiture of land grants to railroads and other corporations, bills preventing speculation in the public lands, and bills for the reservation of the public lands for the benefit of actual and bona fide settlers; the Committee on the Territories, bills for the admission of new States; the Committee on Enrolled Bills, enrolled bills; the Committee on Invalid Pensions, general pension bills; the Committee on Printing, on all matters referred to them of printing for the use of the House or the two Houses; the Committee on the Library, on all matters referred to them; and the Committee on Accounts, on all matters of the contingent fund of the House."

Resolved, That Clause I of Rule XII be amended by adding to the committee assignments of delegates, after the word "Territories," the following: "and Naval Affairs; and two on Merchant Marine and Fisheries and Immigration and Naturalization."

DAILY HOUR OF MEETING

Mr. RAINEY. Mr. Speaker, I offer the following resolution, which I send to the desk and ask to have read.

The Clerk read as follows:

House Resolution 6

Resolved, That until otherwise ordered the daily hour of meeting of the House of Representatives shall be 12 o'clock meridian.

The resolution was agreed to.

DEMOCRATIC MEMBERS OF COMMITTEE ON WAYS AND MEANS

Mr. RAINEY. Mr. Speaker, I ask unanimous consent for the present consideration of the resolution which I send to the desk.

The Clerk read as follows:

House Resolution 7

Resolved, That the following Members be, and they are hereby, elected members of the standing Committee of the House on Ways and Means, to wit: James W. Collier, of Mississippi (chairman); Charles R. Crisp, of Georgia; Henry T. Rainey, of Illinois; Robert L. Doughton, of North Carolina; Heartsill Ragon, of Arkansas; Sam-

uel B. Hill, of Washington; Harry C. Canfield, of Indiana; Thomas H. Cullen, of New York; Christopher D. Sullivan, of New York; Morgan G. Sanders, of Texas; Edward E. Eslick, of Tennessee; John W. McCormack, of Massachusetts; Clement C. Dickinson, of Missouri; David J. Lewis, of Maryland; and Fred M. Vinson, of Kentucky.

The SPEAKER. Is there objection?

Mr. LAGUARDIA. Mr. Speaker, reserving the right to object, it is understood that the adoption of this resolution, which refers to a committee not yet actually in existence, shall not be construed in any way as an adoption by the House of the rules of the Seventy-first Congress?

Mr. RAINEY. Certainly not.

The SPEAKER. Is there objection to the present consideration of the resolution?

There was no objection.

The resolution was agreed to.

PRINTING AND BINDING

Mr. STEVENSON. Mr. Speaker, I offer the following resolution, which I send to the Clerk's desk.

The Clerk read as follows:

House Resolution 8

Resolved, That the standing committees of the House of Representatives and the floor leaders are hereby authorized to have such printing and binding done as may be actually necessary for the transaction of their official business during the Seventy-second Congress.

The resolution was agreed to.

REQUEST TO ADDRESS THE HOUSE

Mr. HOWARD. Mr. Speaker, I ask unanimous consent to address the House for three minutes.

The SPEAKER. The gentleman from Nebraska asks unanimous consent to address the House for three minutes. Is there objection?

Mr. RAINEY. Mr. Speaker, reserving the right to object, I shall not object to this request, but I shall be compelled to enter objection to any further similar requests to-day.

The SPEAKER. Is there objection?

Mr. SCHAFER. Mr. Speaker, I object.

LEAVE OF ABSENCE

Mr. LOVETTE. Mr. Speaker, my colleague, Hon. J. WILL TAYLOR, is ill in a hospital in Memphis. I ask unanimous consent that he may be excused from attendance on the sessions of the House until such time as he is able to attend.

The SPEAKER. Is there objection?

There was no objection.

THE LATE REPRESENTATIVE CHARLES A. MOONEY

Mr. CROSSER. Mr. Speaker, it becomes my distressing duty to inform the House of the death of my colleague, Mr. CHARLES A. MOONEY, of the twentieth district of Ohio, a man who was beloved and who held the confidence and affection of this House to an unusual degree.

I shall have something more to say later, but in the meantime I offer a resolution, which I have sent to the Clerk's desk.

The SPEAKER. The gentleman from Ohio [Mr. CROSSER] offers a resolution, which the Clerk will report.

The Clerk read as follows:

House Resolution 9

Resolved, That the House has heard with profound sorrow of the death of Hon. CHARLES A. MOONEY, a Representative from the State of Ohio.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

The resolution was agreed to.

THE LATE REPRESENTATIVE MATHEW V. O'MALLEY

Mr. CELLER. Mr. Speaker, I offer a resolution, which I have sent to the Clerk's desk.

The SPEAKER. The gentleman from New York [Mr. CELLER] offers a resolution, which the Clerk will report.

The Clerk read as follows:

House Resolution 10

Resolved, That the House has heard with profound sorrow of the death of Hon. MATHEW V. O'MALLEY, a Representative from the State of New York.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

The resolution was agreed to.

THE LATE REPRESENTATIVE SAMUEL C. MAJOR

Mr. DICKINSON. Mr. Speaker, I offer a resolution, which I have sent to the Clerk's desk.

The SPEAKER. The gentleman from Missouri [Mr. DICKINSON] offers a resolution, which the Clerk will report. The Clerk read the resolution, as follows:

House Resolution 11

Resolved, That the House has heard with profound sorrow of the death of Hon. SAMUEL C. MAJOR, a Representative from the State of Missouri.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

The resolution was agreed to.

THE LATE REPRESENTATIVE GEORGE S. GRAHAM

Mr. TEMPLE. Mr. Speaker, I offer a resolution, which I have sent to the Clerk's desk.

The SPEAKER. The gentleman from Pennsylvania [Mr. TEMPLE] offers a resolution, which the Clerk will report.

The Clerk read the resolution, as follows:

House Resolution 12

Resolved, That the House has heard with profound sorrow of the death of Hon. GEORGE S. GRAHAM, a Representative from the State of Pennsylvania.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

The resolution was agreed to.

THE LATE REPRESENTATIVE BIRD J. VINCENT

Mr. McLAUGHLIN. Mr. Speaker, I offer a resolution, which I have sent to the Clerk's desk.

The SPEAKER. The gentleman from Michigan [Mr. McLAUGHLIN] offers a resolution, which the Clerk will report.

The Clerk read the resolution, as follows:

House Resolution 13

Resolved, That the House has heard with profound sorrow of the death of Hon. BIRD J. VINCENT, a Representative from the State of Michigan.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

The resolution was agreed to.

THE LATE REPRESENTATIVE FLETCHER HALE

Mr. WASON. I offer a resolution, which I have sent to the Clerk's desk.

The SPEAKER. The gentleman from New Hampshire [Mr. WASON] offers a resolution, which the Clerk will report.

The Clerk read the resolution, as follows:

House Resolution 14

Resolved, That the House has heard with profound sorrow of the death of Hon. FLETCHER HALE, a Representative from the State of New Hampshire.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

The resolution was agreed to.

THE LATE SENATOR DWIGHT W. MORROW

Mr. LEHLBACH. Mr. Speaker, I offer a resolution, which I have sent to the Clerk's desk.

The SPEAKER. The gentleman from New Jersey [Mr. LEHLBACH] offers a resolution, which the Clerk will report.

The Clerk read the resolution, as follows:

House Resolution 15

Resolved, That the House has heard with profound sorrow of the death of Hon. DWIGHT W. MORROW, a Senator of the United States from the State of New Jersey.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

The resolution was agreed to.

THE LATE REPRESENTATIVE CHARLES G. EDWARDS

Mr. CRISP. Mr. Speaker, on the 13th day of July last Hon. CHARLES G. EDWARDS, while in the office of Congressman RAMSPECK, of the Atlanta district, talking to Mr. RAMSPECK and Mr. WRIGHT, had a stroke and died in the arms of his colleagues.

In his death the State lost one of its most devoted public officials, a man beloved by all who knew him. He was my personal friend.

Mr. Speaker, I have sent to the Clerk's desk a resolution, which I ask to have adopted.

The SPEAKER. The gentleman from Georgia [Mr. CRISP] offers a resolution, which the Clerk will report.

The Clerk read the resolution, as follows:

House Resolution 16

Resolved, That the House has heard with profound sorrow of the death of Hon. CHARLES G. EDWARDS, a Representative from the State of Georgia.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

The resolution was agreed to.

THE LATE REPRESENTATIVE ERNEST R. ACKERMAN

Mr. LEHLBACH. Mr. Speaker, I offer a resolution, which I send to the Clerk's desk.

The SPEAKER. The gentleman from New Jersey [Mr. LEHLBACH] offers a resolution, which the Clerk will report.

The Clerk read the resolution, as follows:

House Resolution 17

Resolved, That the House has heard with profound sorrow of the death of Hon. ERNEST R. ACKERMAN, a Representative from the State of New Jersey.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

The resolution was adopted.

THE LATE REPRESENTATIVE HARRY M. WURZBACH

Mr. BUCHANAN. Mr. Speaker, I offer a resolution, which I send to the Clerk's desk.

The SPEAKER. The gentleman from Texas [Mr. BUCHANAN] offers a resolution, which the Clerk will report.

The Clerk read the resolution, as follows:

House Resolution 18

Resolved, That the House has heard with profound sorrow of the death of Hon. HARRY M. WURZBACH, a Representative from the State of Texas.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

The resolution was agreed to.

THE LATE SENATOR THADDEUS H. CARAWAY

Mr. DRIVER. Mr. Speaker, it becomes my sad duty to announce to the House of Representatives the death of the junior Senator from the State of Arkansas, the Hon. THADDEUS H. CARAWAY. I offer a resolution and ask for its immediate consideration.

The SPEAKER. The gentleman from Arkansas offers a resolution, which the Clerk will report.

The Clerk read as follows:

House Resolution 19

Resolved, That the House has heard with profound sorrow of the death of Hon. THADDEUS H. CARAWAY, a Senator of the United States from the State of Arkansas.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

The resolution was agreed to.

THE LATE REPRESENTATIVE JAMES B. ASWELL

Mr. WILSON. Mr. Speaker, it becomes my sad duty to announce to the House the death of my colleague, Congressman JAMES B. ASWELL, of Louisiana. His passing was a great loss to our State and the Nation. I offer a resolution and ask that it be adopted.

The SPEAKER. The gentleman from Louisiana offers a resolution, which the Clerk will report.

The Clerk read as follows:

House Resolution 20

Resolved, That the House has heard with profound sorrow of the death of Hon. JAMES B. ASWELL, a Representative from the State of Louisiana.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

The resolution was agreed to.

THE LATE SPEAKER NICHOLAS LONGWORTH

Mr. COOPER of Ohio. Mr. Speaker, I offer a resolution and ask for its immediate consideration.

The SPEAKER. The gentleman from Ohio offers a resolution, which the Clerk will report.

The Clerk read as follows:

House Resolution 21

Resolved, That the House has learned with profound sensibility and sorrow of the death of NICHOLAS LONGWORTH, Speaker of the House of Representatives of the Sixty-ninth, Seventieth, and Seventy-first Congresses.

Resolved, That in the death of the Hon. NICHOLAS LONGWORTH the United States has sustained an irreparable loss.

Resolved, That this House, of which he was a distinguished Member and leader, unite in honoring his sterling character, the ability, probity, and patriotic motives which illustrated his public career, and the grace and dignity which marked his intercourse with his fellow citizens.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

The resolution was agreed to.

ADJOURNMENT

Mr. RAINEY. Mr. Speaker, as a further mark of respect to our deceased Members, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 2 o'clock and 24 minutes p. m.) the House adjourned until to-morrow, Tuesday, December 8, 1931, at 12 o'clock noon.

SENATE

TUESDAY, DECEMBER 8, 1931

The Chaplain, Rev. Z. Barney T. Phillips, D. D., offered the following prayer:

Almighty God, our Heavenly Father, who bringest forth from Thy treasure house things old and new for man's instruction, unfold to us in this fateful hour the true parable of life. May the voice of the past recall to us our blessings and persuade us to a thoughtful mood. May the voice of the present with its clarion call to a great emprise inspire us with new visions for the future. May the radiant beam of Hope, prophetic mistress of reality, who dares to look upon the naked face of life all unabashed, bestow upon our work an added grace, a beautifying touch that shall reveal our noble kinship with Him who is the eternal hope of all our race, Jesus Christ, Thy Son, our Lord. Amen.

THE JOURNAL

The Chief Clerk proceeded to read the Journal of yesterday's proceedings, when, on request of Mr. FESS and by unanimous consent, the further reading was dispensed with and the Journal was approved.

SENATORS FROM ARKANSAS AND NEW JERSEY

Mr. ROBINSON of Arkansas. Mr. President, I present the certificate of appointment of Mrs. HATTIE CARAWAY to fill the vacancy caused by the death of the late Senator T. H. Caraway. The appointee is present and ready to take the oath of office.

The VICE PRESIDENT. The certificate will be read.

The Chief Clerk read the certificate, as follows:

STATE OF ARKANSAS,
EXECUTIVE CHAMBER,
Little Rock.

APPOINTMENT

Thaddeus H. Caraway, who was chosen United States Senator of the State of Arkansas in pursuance of the Constitution of the United States of America, having died:

Therefore I, Harvey Parnell, Governor of the State of Arkansas, have appointed Mrs. HATTIE CARAWAY United States Senator to fill the said vacancy temporarily until the election of a United States Senator by the qualified electors of the State.

Given under my hand and the seal of the said State this the 13th day of November, 1931.

[SEAL.]

HARVEY PARNELL,
Governor of the State of Arkansas.

Attest:

E. F. McDONALD,
Secretary of State.

The VICE PRESIDENT. The certificate will be placed on the files of the Senate.

Mr. KEAN. Mr. President, I present the certificate of appointment of Mr. W. WARREN BARBOUR to be a Senator from the State of New Jersey.